

MARIA C. ROBERTS, State Bar No. 137907
mroberts@sheastokes.com
RONALD R. GIUSSO, State Bar No. 184483
rgiusso@sheastokes.com
SHEA STOKES ROBERTS & WAGNER, ALC
510 MARKET STREET, THIRD FLOOR
SAN DIEGO, CALIFORNIA 92101-7025
TELEPHONE: (619) 232-4261
FACSIMILE: (619) 232-4840

Attorneys for HARRAH'S ENTERTAINMENT, INC. and *Specially Appearing* Defendants
HARRAH'S OPERATING COMPANY, INC. and HARRAH'S MARKETING SERVICES
CORPORATION.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

JAMES M. KINDER,
Plaintiff,

vs.

HARRAH'S ENTERTAINMENT, INC.;
HARRAH'S OPERATING COMPANY, INC.;
HARRAH'S MARKETING SERVICES
CORPORATION; HARRAH'S LICENSE
COMPANY, LLC; HARRAH'S LAUGHLIN,
INC.; HBR REALTY COMPANY, INC. and
DOES 1 through 100, inclusive,

Defendants.

CASE NO. 07-CV-2132-DMS (AJB)
[Consolidated with 07 CV 2226 DMS (POR)]

Judge: Hon. Dana M. Sabraw
Mag. Judge: Hon. Anthony J. Battaglia

NOTICE OF MOTION AND MOTION OF
SPECIALLY APPEARING DEFENDANTS
TO DISMISS PURSUANT TO F.R.CIV.P.
RULE 12(b)(2), (6)

ACCOMPANYING DOCUMENTS:
MEMORANDUM OF POINTS AND
AUTHORITIES; DECLARATION OF
MARIA C. ROBERTS; DECLARATION OF
MICHAEL E. KOSTRINSKY; NOTICE OF
LODGMET OF EXHIBITS; [PROPOSED]
ORDER

Date: April 18, 2008
Time: 1:30 a.m.
Courtroom: 13

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1 TO PLAINTIFF AND HIS ATTORNEY OF RECORD:

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3 NOTICE IS HEREBY GIVEN that on April 18, 2008, at 1:30 a.m. in Department 13 of the
4 above-entitled Court, located at 880 Front Street, San Diego, California 92101-8900, *Specially*
5 *Appearing* Defendants HARRAH'S OPERATING COMPANY, INC. and HARRAH'S
6 MARKETING SERVICES CORPORATION will move this Court for an order to dismiss this
7 action pursuant to F.R.CIV.P. Rule 12(b)(2), (6).

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9 The motion is based on this notice of motion, the memorandum of points and authorities,
10 the declarations of Maria C. Roberts and Michael E. Kostrinsky, the notice of lodgment of exhibits
11 filed herewith, the pleadings and papers on file herein, and upon such other matters as may be
12 presented to the Court at the time of the hearing.

13 SHEA STOKES ROBERTS & WAGNER, ALC
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15 Dated: March 13, 2008

16 By: /s/Ronald R. Giusso
17 Maria C. Roberts
18 Ronald R. Giusso
19 Attorneys for HARRAH'S ENTERTAINMENT,
20 INC. and *Specially Appearing* Defendants
21 HARRAH'S OPERATING COMPANY, INC.
22 and HARRAH'S MARKETING SERVICES
23 CORPORATION
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